

**Enforcement & Resource Protection Committee
Regular Meeting
January 23, 2008 – 3:00 p.m.
Tribal Office Board Room**

1. Call to Order & Roll Call-

Committee Chairman Gary Besaw called the meeting to order at 3:13 p.m. Those present: Gary Besaw, Lynnette Miller, Walter Cox, Barb Nelson, Toni Caldwell, Robert Summers and Bill Williams (late). Those absent: Gary Schuettpelz and Mark Waukau. Also present for the meeting: Frank McLellan, Bill Kussel, Becky Warrington, Wayne Wilber, Ami Nacotee, and Warren Warrington.

2. Moment of Silence-A moment of silence was observed.

3. Approval of Minutes Dated December 11, 2007-

Motion made by Walter Cox to approve the minutes dated December 11, 2007. Motion was seconded by Toni Caldwell. All those in favor of the motion signify by saying aye, 3-for, 0-opposed, 3-abstentions (Karen W., Lynnette M., Barb N.), 3-absent. Motion carried.

4. Ground Water Regulations: Discussion and Recommendations-

Motion made by Barb Nelson to table. Motion was seconded by Robert Summers. All those in favor of the motion signify by saying aye, 6-for, 0-opposed, 3-absent. Motion carried.

5. Brownsfield Update: Informational-

Frank McLellan was present and gave the committee a brief update on the Brownsfield Program. No action was needed or taken by the committee. Frank would like the item kept on the agenda and he will keep coming to the meetings to keep the committee informed. (Note: A written report from Frank McLellan is attached to these minutes in the Chairman's Office).

6. Hazmat Radio Law Enforcement Channel: Discussion Only-Frank McLellan-

According to Frank McLellan, Warren Warrington and Robert Summers the issue has been resolved and no longer needs to be on the agenda.

7. Amendments to Ordinance 79-04 Cigarettes: Review & Discussion-

Tax Commissioner Wayne Wilber along with Casino Gift Shop Manager Becky Warrington were present to ask the committee to set a tax rate to go into the

ordinance. Both Wayne and Becky are asking the committee to go with the 25% increase because the lower the rate is the lower the cost will be on cigarettes which could mean a higher amount of sales.

Becky stated that she has already seen an increase in cigarette sales at the Casino and once the word gets out on how low the prices are the more sales will go up.

Bill Williams arrived at 3:30 p.m.

Wayne went over his proposed tax rate increases with the committee members. After a short discussion the committee made the following recommendation;

Motion made by Lynnette Miller to approve the 25% cigarette tax rate increase. Motion was seconded by Karen Washinawatok. All those in favor of the motion signify by saying aye, 5-for, 1-opposed (Toni Caldwell), 1-abstention (Bill Williams), and 2-absent. Motion carried.

Note: Toni Caldwell wanted to state for the record that she opposed to the motion because she thinks that the tribe should receive more money from the cigarettes.

Some other changes that will be made to the ordinance will include sections on payments and penalties. The issue will come back to the committee at next month's meeting to go over the changes.

8. Junk Car Removal Concerns-

Motion made by Barb Nelson to table. Motion was seconded by Lynnette Miller. All those in favor of the motion signify by saying aye, 7-for, 0-opposed, 2-absent. Motion carried.

9. BIA Standards Update-Warren Warrington-

Warren informed the committee that he will have an update ready at the next meeting.

Motion made by Walter Cox to table. Motion was seconded by Bill Williams. All those in favor of the motion signify by saying aye, 7-for, 0-opposed, 2-absent. Motion carried.

10. Review Monthly Reports-

Committee reviewed the reports that were submitted to them. Committee went into a lengthy discussion regarding the need for codification. Committee would like the Menominee Tribal Legislature make codification a priority.

Motion made by Toni Caldwell to request that the Menominee Tribal Legislature develops a codification process. Motion seconded by Walter Cox. All those in favor of the motion signify by saying aye, 7-for, 0-opposed, 2-absent. Motion carried.

11. Other Business-

Committee decided that next month they would like the following issues as agenda items: VHS Ordinance, Legend Lake Beach Clubs and codification.

12. Adjournment-

Motion made by Karen Washinawatok to adjourn. Motion was seconded by Lynette Miller. All those in favor of the motion signify by saying aye, 7-for, 0-opposed, 2-absent. Motion carried.

Meeting adjourned at 4:35 p.m.

Respectfully Submitted by,
Gigi Delabrué, Chairman's Office